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RESPONSE UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
GROUP 2828  
PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q54431

Toshiro HAYAKAWA, et al.

Appln. No.: 09/315,068

Group Art Unit: 2828

Confirmation No.: 5982

Examiner: Dung T. NGUYEN

Filed: May 20, 1999

For: SEMICONDUCTOR LASER AND METHOD OF MANUFACTURING THE SAME

RESPONSE UNDER 37 C.F.R. § 1.116MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450FILED  
JUN - 3 2004

Sir:

In response to the Office Action dated February 11, 2004, reconsideration is respectfully requested based on the following remarks.

REMARKS

Claims 1-8, 10-17, 19 and 20 are all the claims pending in the application. Claims 3 and 4 were withdrawn from consideration pursuant to a restriction requirement of July 31, 2001, and the election of August 20, 2001.

The rejections of record are withdrawn. The pending claims 1, 2, 5-8, 10-17, 19 and 20 are rejected under 35 U.S.C. § 103(a) as unpatentable over "the admitted prior art" in view of U.S. Patent 5,292,685 to Inoguchi *et al.*